

STATE OF VERMONT  
PUBLIC SERVICE BOARD

CPG #NM-6298 Amendment

Application of Kevin G. Williams for an                    )  
amended certificate of public good for                    )  
authorization to install an additional 11.4 kW to        )  
an existing 15 kW rooftop group net-metered            )  
photovoltaic electric power system in Cornwall,        )  
Vermont                                                                )

Order entered: 5/18/2016

**I. INTRODUCTION**

In this Order, the Vermont Public Service Board (“Board”) suspends its review of an application filed by Kevin G. Williams (“Applicant”) on April 20, 2016, requesting an amended certificate of public good (“CPG”), pursuant to 30 V.S.A. §§ 219a and 248 and Board Rule 5.100, for an 11.4 kW (AC) addition to an existing 15 kW (AC) roof-mounted photovoltaic net metering system at 5835 Route 30 in Cornwall, Vermont (the proposed “Project”).

**II. BACKGROUND**

The Applicant’s prior application (“Application”) for a CPG to install a 15 kW roof-mounted solar net metering system was deemed approved pursuant to 30 V.S.A. § 219a(c)(1) on July 10, 2015.

On December 31, 2015, pursuant to 30 V.S.A. § 209(a)(3), the Board suspended the regulatory review of all CPG applications filed after December 4, 2015, for net metering systems with a capacity of greater than 15 kW within GMP’s service territory.<sup>1</sup> The suspension order was based on GMP’s representation that, as of November 13, 2015, it had received sufficient interconnection requests to exceed the capacity limit on net metering systems in its service territory.

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1. *In re: applications for net metering systems greater than 15 kW*, Order of 12/31/15 (the “December 31<sup>st</sup> Order”).

On April 20, 2016, the Applicant filed a new application requesting an amended CPG authorizing the installation of 11.4 kW in additional capacity for the existing 15 kW rooftop installation.

Notice of the application for amendment was sent to all persons and entities entitled to receive notice of the application, as specified in Board Rule 5.100. The notice stated that any person wishing to submit comments or request a hearing in this matter must file comments with the Board within ten (10) working days of the date that the notice was sent.

On April 22, 2016, the Board requested comments from Green Mountain Power Corporation (“GMP”) and the Vermont Department of Public Service (“Department”) on whether review of the requested amendment should be suspended in light of the December 31<sup>st</sup> Order.

On April 29, 2016, the Department and GMP each filed comments.

No other comments were received.

### **III. SUMMARY OF COMMENTS**

#### **Department**

The Department maintains that the proposed addition to Mr. Williams’s existing rooftop facility “falls outside of GMP’s net metering cap” because, if the requested CPG amendment were granted, the combined total installed capacity of the system would exceed the 15 kW limit established in the December 31<sup>st</sup> Order. As a result, the Department believes that review of the Application should be suspended, pending resolution of GMP’s petition to raise its net metering cap in Board Docket 8652.

#### **GMP**

GMP contends that the Application would amend the existing net metering CPG and bring the total capacity of the system to 26.4 kW, which would exceed the capacity limit for net metering systems above 15 kW in GMP’s service territory. Accordingly, GMP submits that review of the Application should be suspended.

#### **IV. DISCUSSION AND CONCLUSION**

The amendment proposed in this Application to install an additional 11.4 kW on an existing 15 kW net metering system would result in a total system capacity of 26.4 kW, which exceeds the 15 kW capacity system limit on new applications that are eligible for review pursuant to the December 31<sup>st</sup> Order.

Having considered the comments submitted by the Department and GMP, we conclude that it is appropriate to suspend our review of the Application at this time. The Application shall remain in GMP's net metering queue so that the Applicant may participate in the current net metering program if any additional capacity becomes available in 2016. If no additional net metering capacity becomes available in 2016, then the Application shall be deemed dismissed, effective December 31, 2016, without prejudice to refile.

#### **V. ORDER**

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED by the Vermont Public Service Board that:

The Application filed by Kevin G. William for an amended certificate of public good to install an 11.4 kW (AC) addition on an existing 15 kW (AC) photovoltaic group net metering system at 5835 Route 30 in Cornwall, Vermont, is suspended until further notice.

Dated at Montpelier, Vermont, this 18<sup>th</sup> day of May, 2016.

<u>s/James Volz</u>	)	
	)	PUBLIC SERVICE
	)	
<u>s/Margaret Cheney</u>	)	BOARD
	)	
	)	OF VERMONT
<u>s/Sarah Hofman</u>	)	

OFFICE OF THE CLERK

FILED: May 18, 2016

ATTEST: s/Judith C. Whitney  
Clerk of the Board

*NOTICE TO READERS: This decision is subject to revision of technical errors. Readers are requested to notify the Clerk of the Board (by e-mail, telephone, or in writing) of any apparent errors, in order that any necessary corrections may be made. (E-mail address: psb.clerk@vermont.gov)*

*Appeal of this decision to the Supreme Court of Vermont must be filed with the Clerk of the Board within thirty days. Appeal will not stay the effect of this Order, absent further order by this Board or appropriate action by the Supreme Court of Vermont. Motions for reconsideration or stay, if any, must be filed with the Clerk of the Board within ten days of the date of this decision and Order.*